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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 1631
Confirmation No.:
Application No.: 09/723,307
Invention: IMMUNOGENIC CANCER
PEPTIDES AND USES THEREOF
Applicant: Emanuel Calenoff and Charles Ditlow
Filed: November 27, 2000
Attorney
Docket: 21417/91482
Examiner: Shubo Zhou

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. EL 990038752 US in an envelope addressed to Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on March 15, 2004


(Signature)

Alice O. Martin
(Printed Name)

SUMMARY OF MARCH 12, 2004 INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The interview with Examiner Zhou and Primary Examiner Brusca on March 12, 2004 is acknowledged with appreciation. The interview included Alice Martin (Barnes & Thornburg LLP) via telephone from Chicago, Illinois, the inventor, Emanuel Calenoff, via telephone from California, and Richard Lazarus (in person) of the Washington, D.C. office of Barnes & Thornburg LLP.

The examiner's summary of the interview appears to be an accurate and complete statement of what transpired at the interview, except that it erroneously gives February 12, 2004 as the date instead of March 12, 2004. It was agreed at the outset that the rejection under 35 U.S.C. 103 was withdrawn. Examiners Zhou and Brusca suggested changes to claim 1 to add clarity to the steps in the method of claim 1. The suggestions are reflected in the amendment of claim 1 discussed with the examiner later in the day on March 12, 2004. The examiner agreed that these changes, especially to 1(c), (d) and (e), clarify the steps in the method.

Any fee which may be due at this time (e.g., for an extension of time, etc.) may be charged, or any overpayments credited, to deposit account number 12-0913 with reference to our attorney docket number (21417/91482).

Respectfully submitted,

BARNES & THORNBURG



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March 15, 2004

209578v2 CHDS02



Interview Summary

Application No.

09/723,307

Applicant(s)

CALENOFF ET AL.

Examiner

Shubo "Joe" Zhou

Art Unit

1631

All participants (applicant, applicant's representative, PTO personnel):

(1) Shubo "Joe" Zhou.

(3) Richard Lazarus.

(2) Alice Martin.

(4) Emanuel Calenoff.

Date of Interview: 12 February 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 1.

Identification of prior art discussed: _____.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The 103 rejection in the final Office action has been discussed and is to be withdrawn. The method steps of claim 1, especially (c)-(g), have been discussed as to the potential enablement issue for step (c) and unclearness of steps (d) and (e), but no final agreement has been reached.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required